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AT HARRISONBURG, VA
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10/13/17
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IN THE UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF VIRGINIA

HARRISONBURG DIVISION

VENICE PI, LLC, Plaintiff, vs. DOES 1-13 Defendants.	Case No. 5:17-cv-00089-MFU ORDER GRANTING MOTION FOR LEAVE TO SERVE THIRD PARTY SUBPOENAS PRIOR TO A RULE 26(f) CONFERENCE

ORDER

In accordance with Rule 26(d)(1), Plaintiff Venice PI, LLC ("Venice"), moves for leave to serve Rule 45 subpoenas on defendants' Internet Service Provider(s), before holding a Rule 26(f) conference. Upon consideration of the motion and supporting memorandum and exhibits, and for good cause shown, the court hereby GRANTS the motion and further ORDERS as follows:

1. Pursuant to Rule 45, Venice may serve subpoenas on determined Internet Service Providers of the defendants, requesting documents (physical or electronic) containing the defendants' true names and addresses.

2. Venice may use the subpoenaed information only to protect its rights under applicable copyright law as set forth in the complaint;

3. If and when the Internet Service Provider(s) is served with a subpoena, it must give written notice, which may be by e-mail, to the defendant whose name and address is being sought within five business days;

4. If the Internet Service Provider(s) or any Defendant desires to move to quash the subpoena, then Internet Service Provider(s) or the defendant must do so

before the return date of the subpoena, which may not be less than 30 days from the date of service;

5. Internet Service Provider(s) must preserve any subpoenaed information pending resolution of any timely filed motion to quash;

6. Venice must provide Internet Service Provider(s) a copy of this order with any subpoena; and

7. Venice must file a status report with the court on or before November 28, 2017, stating its progress as to the discovery allowed by this order, including the expected completion date of that discovery.

The Clerk is directed to send a copy of this order to Venice's counsel.

It is so ORDERED.

Entered: October 13, 2017

United States Magistrate Judge

I ASK FOR THIS

/s/ Dale R. Jensen

Dale Jensen, PLC
Dale R. Jensen
Attorney for Venice PI, LLC